

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Frank Montgoris	Team: Squad #13	CCRB Case #: 201801145	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Sunday, 02/11/2018 11:00 AM	Location of Incident: § 87(2)(b)	Precinct: 114	18 Mo. SOL 8/11/2019	EO SOL 8/11/2019	
Date/Time CV Reported Mon, 02/12/2018 10:43 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 02/12/2018 10:43 AM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Ryan Moore	24687	957869	114 PCT
2. POM Korey Pinto	13771	962016	114 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Korey Pinto	Abuse: Police Officer Korey Pinto refused to provide his name and shield number to § 87(2)(b)	§ 87(2)(b)
B.POM Ryan Moore	Abuse: Police Officer Ryan Moore refused to provide his name and shield number to § 87(2)(b)	§ 87(2)(b)

### Case Summary

§ 87(2)(b) filed this complaint with the CCRB via phone on February 12, 2018.

On February 11, 2018, at approximately 11 a.m., PO Korey Pinto and PO Ryan Moore, of the 114<sup>th</sup> Precinct, responded to § 87(2)(b)'s call, in Manhattan, in response to a call of harassment. PO Pinto and PO Moore allegedly refused to provide their names and shield numbers to § 87(2)(b) (**Allegations A and B: Abuse of Authority**, § 87(2)(g)). No arrests or summonses resulted from this incident.

### Findings and Recommendations

**Allegation A – Abuse of Authority: Police Officer Korey Pinto refused to provide his name and shield number to § 87(2)(b)**

**Allegation B – Abuse of Authority: Police Officer Ryan Moore refused to provide his name and shield number to § 87(2)(b)**

It is undisputed that § 87(2)(b) who is a quadriplegic and utilizes a motorized wheelchair for mobility, asked PO Moore and PO Pinto for their names and shield numbers. It is also undisputed that both officers motioned to their respective nameplates and shields upon § 87(2)(b)'s request.

§ 87(2)(b) alleged that, upon the officers' arrival, he informed them that he had a dispute with a staff member and that he wanted them to take a police report. After both officers refused to file a police report for § 87(2)(b), § 87(2)(b) asked both officers for their names and shield numbers. Both PO Pinto and PO Moore motioned to their respective shields with their hands, but neither officer verbally provided either their name or their shield number. § 87(2)(b) asked both officers to either write their names and shield numbers down for him, or allow § 87(2)(b) enough time to video or audio record their information because of his physical condition, but PO Pinto told PO Moore, "Let's go," and both officers left the location without writing their information down or allowing § 87(2)(b) sufficient time to record their names or shield numbers. § 87(2)(b) denied ultimately obtaining the names or shield numbers of either officer (Board Review 01).

Both PO Pinto and PO Moore, who were identified by the CCRB from the 114<sup>th</sup> Precinct Roll Call, ICAD, and § 87(2)(b)'s physical descriptions, acknowledged that § 87(2)(b) asked for their names and shield numbers, and both officers testified that they each motioned to their shields and verbally provided both their name and shield number to § 87(2)(b). Both officers stated that § 87(2)(b) recorded this information with his cell phone, and that § 87(2)(b) did not allege that he did not have enough time to note or record their respective information (Board Reviews 02 and 03; See IAs).

§ 87(2)(g)

§ 87(2)(g)

### Mediation, Civil, and Criminal Histories

- This complaint was not suitable for mediation.

- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

[§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

- As of March 7, 2018, no Notice of Claims have been filed for this incident (Board Review 05).

**Civilian and Subject Officer CCRB Histories**

- § 87(2)(b) has been party to four CCRB complaints, and has been named a victim in seven allegations (Board Review 06):
  - § 87(2)(b)
  - 
  - 
  - 
  -
- PO Pinto has been a member-of-service for one year and this is the first CCRB complaint to which he has been a subject.
- PO Moore has been a member-of-service for three years and this is the first CCRB complaint to which he has been a subject.

---

Squad No.: 13

Investigator: \_\_\_\_\_  
Signature Print Title & Name Date

Squad Leader: \_\_\_\_\_  
Signature Print Title & Name Date

Reviewer: \_\_\_\_\_  
Signature Print Title & Name Date